

THE MADRAS LEGISLATIVE COUNCIL.

Tuesday, the 6th May 1952.

The House met in the Council Chamber, Fort St. George, at eleven of the clock, Temporary Chairman (THE HON. SRI V. BASHYAM AYYANGAR^a) in the Chair.

[Note.—An asterisk (*) at the commencement of a speech indicates revision by the Member.]

I.—ADJOURNMENT MOTION *RE* PROMULGATION OF AN ORDER UNDER SECTION 144, Cr.C.P. IN THE CITY OF MADRAS WITH SPECIAL REFERENCE TO LEGISLATURE PARTIES AND MEMBERS OF THE HOUSE.

TEMPORARY CHAIRMAN (THE HON. SRI V. BASHYAM AYYANGAR) :—“ I have just now received notice of an adjournment motion from Sri S. B. Adityan proposing the adjournment of the business of the House. I have been appointed Chairman for a specific purpose, namely, to conduct the election of the Chairman. So, this motion will be taken up after the Chairman is elected. Now we shall proceed with the business of the House.”

* SRI S. B. ADITYAN :—“ On a point of order, Sir, I propose to ask for leave of the House to-day for making a motion for the adjournment of the business of the House to discuss a definite matter of urgent public importance, viz., the promulgation of an order under section 144, Cr.P.C., in Madras City, before the commencement of the business of the House for the day. Rule 43 of the Madras Council Rules says—

“ A member desirous of moving a motion for an adjournment of the business of the House for the purpose of discussing a definite matter of urgent public importance shall, before the commencement of the sitting of the Council at which he proposes to ask for leave of the House to make his motion, hand to the Chairman a written statement of the matter proposed to be discussed and obtain his consent to his asking for such leave to make the motion.”

“ Now I come to rule 44. Rule 44 says—

“ After receiving such consent, leave of the Council to make the motion may be asked for after questions and before the list of business for the day is entered upon.”

Sir, in the list of business for the day is mentioned the Election of Chairman. Before we take action regarding the Election of Chairman, viz., before entering upon the business for the day, I am making the motion.

“ To the point whether the Chairman is only appointed for a specific purpose, I shall refer the House to Article 184 of the Constitution, under which he has been appointed to perform the duties. Article 184 (1) says—

“ While the office of Chairman is vacant, the duties of the office shall be performed by the Deputy Chairman or, if the office of Deputy Chairman is also vacant, by such member of the Council as the Governor may appoint for the purpose.”

^a Dr. P. V. Chevian who had been appointed Temporary Chairman resigned on the 5th May 1952 as he was one of the candidates seeking election as Chairman. Sri V. Bashyam Ayyangar was appointed Temporary Chairman in his place.

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So, the Chairman can perform all the duties. If a Chairman is appointed only for a specific purpose, it would be wrong. It is beyond the powers of the Governor to appoint a Member of the Council for a limited purpose. It is not in the power of the Governor to whittle down the powers of the Chairman. Once he is appointed, he is vested with full powers. Therefore, I am quite sure that the Chairman has been appointed to perform all the duties of the Chairman and not any particular duty and in fact if he were appointed to perform only a particular duty it would be contrary to the provisions of the Constitution. It has been the practice of the House to disallow an adjournment motion only on three grounds, first that it is not a definite matter—if it is a vague or general matter the Chairman can disallow it; secondly that it is not a matter of urgent importance and thirdly that it is not a matter of public importance. The object of this motion is mentioned in my adjournment motion, that is, the promulgation of an order under section 144, Cr.P.C., in the City of Madras, with special reference to certain Legislature Parties and Members of this House. It is a matter of public importance and it is an urgent matter. It has got to be discussed to-day. An order under section 144, Cr.P.C., has been promulgated prohibiting the Members legally elected by the public from assembling. I ask, how can the Members of the House be prevented from gathering together and going to the Assembly Hall in a body."

SRI K. BALASUBRAMANYA AYYAR :—" On a point of order, Sir."

SRI S. B. ADITYAN :—" I am myself raising a point of order, viz., the adjournment motion, and there can be no point of order on the adjournment motion. Sir, it is an urgent matter."

TEMPORARY CHAIRMAN :—" Has the hon. Member got any objection to move his motion after the election of the Chairman? "

SRI S. B. ADITYAN :—" We must follow the rules framed for this purpose. According to rule 44, this motion should be moved before the list of business for the day is entered upon. In this connection, I must inform the House that I am not in the least obstructing the business of the House. The rule is clear and I want to move the motion."

TEMPORARY CHAIRMAN :—" The hon. Member can move it after the election of Chairman is over."

SRI S. B. ADITYAN :—" As soon as the business for the day is over, the Chairman will say, ' I now adjourn the House ', and we will have to go. Also, there is the possibility that the newly elected Chairman when he occupies the Chair may say that under rule 44 any such motion asking for the leave of the House should be moved before the list of business is entered upon. Rules unfortunately do not say that such motions can be taken up after the conclusion of the business for the day, but they say it must be

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taken up before we enter upon the business for the day. This is an extraordinarily simple matter and it is quite in order. In this case, the business of the House is the election of the Chairman and therefore before we take up that business, I am moving my motion."

* THE HON. SRI C. RAJAGOPALACHARI :—" Mr. Chairman, Sir, usually it is not the custom to debate points of order on which it is for the Chairman or the Speaker to give a ruling but as the mover of the motion entered into a lengthy discussion, I only wish to say that the situation is extraordinary. The function of the Provisional Chairman and the Provisional Speaker cannot be simply interpreted in the literal terms of the rules which are made for a totally different purpose. The hon. Member will be at perfect liberty to make a motion of this nature as soon as the House is constituted in the ordinary form and if the Chairman allows it. The hon. Member who raised this point will kindly remember that the Address of His Excellency the Governor is postponed till after the election of the Speaker of the Assembly and the Chairman of the Council. If we were to interpret the rules in the manner in which the hon. Member has done, we ought to begin with the Governor's Address even now. That is not so. This motion is a substantive part of the ordinary business of a regularly constituted House, and he would be quite in order to raise such a motion after the Chairman has been elected and it will be for him to allow and to fix the time when the motion is to be taken up for discussion. I, therefore, submit that it would be entirely outside the spirit of the provisions of the Constitution constituting the Provisional Chairman for a particular purpose. Mere legal arguments to show that the Provisional Chairman can give a ruling on the point and the House can dispose of the matter, will not do, and it is common-sense that it is totally beyond our province to take up a motion of this kind before the House is properly constituted. With reference to the merits, I have to get reports from the officers concerned. I submit that the motion is out of order at the present moment."

TEMPORARY CHAIRMAN :—" The hon. Member has referred to the provisions of rule 43. Now, the question is when this motion is to be taken up. In my opinion, it could better be taken up after the election of the Chairman. After the election of the Chairman, the hon. Member is at liberty to press his motion. Now, we shall proceed with the election."

DR. R. K. SHANMUKHAM CHETTY :—" Does it mean that the Chairman has admitted the motion and that it will be taken up after the election of the Chairman? "

TEMPORARY CHAIRMAN :—" I have neither allowed the motion nor disallowed it."

THE HON. SRI C. RAJAGOPALACHARI :—" There is no question of admission now. The very question of asking for leave of the House should be taken up after the election of the Chairman."

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II.—ELECTION OF CHAIRMAN.

TEMPORARY CHAIRMAN :—“ The main item of business to-day is the election of the Chairman and the Deputy Chairman under Article 182 of the Constitution. Nominations for these offices have already taken place. Under rule 13 (4) of the Madras Council Rules, I have first to read out to the Council the names of the Members who have been duly nominated for the Chairmanship, together with those of their proposers and seconders.

“ They are—

Member nominated.	Proposer.	Seconders.
(1)	(2)	(3)
Sri. Alexander Gnana-muttu.	Sri V. Chakkarai Chetty.	Sri S. B. Adityan.
Dr. P. V. Cherian.	Sri M. Sitharama Dass.	Sri N. Venkateswarlu.
Dr. P. V. Cherian.	Janab Mahomed Usman.	Sri P. N. Marthandam Pillai.
Dr. P. V. Cherian.	Hon. Dr. M. V. Krishna Rao.	Sri M. P. Sivagnana Gramani.

“ As more than one Member has been duly nominated, the Council will now proceed under sub-rules (4) to (7) of rule 13 of the Madras Council Rules to elect a Chairman by ballot.

“ Two cubicles, one on the eastern and the other on the western side of the Chairman have been provided to enable the hon. Members to record their votes. I have directed the Deputy Secretary to the Council to call the Members according to the order of their names in the alphabetical list and as they approach his seat, each will be handed a ballot paper. After getting his ballot paper, each Member is requested to go into one of the cubicles, record his vote and after doing so, deposit his voting paper in one of the ballot boxes provided for the purpose. Except Dr. Lakshmanaswami Mudaliyar all the Members have been sworn in.”

(Voting then took place. The Deputy Secretary called out the names of Members and as each Member's name was called, the Member came to the Deputy Secretary and took a voting paper. The Member then went into one of the cubicles provided in the Chamber, and after recording his vote deposited the voting paper in one of the two ballot boxes placed on either side of the Deputy Secretary and resumed his seat.

After all the hon. Members had recorded their votes, the Temporary Chairman said, “ The counting of the ballot papers will now commence. I appoint Sri S. B. Adityan and Srimathi S. Manjubhashini as Tellers.”

When the counting was finished, the two Tellers attested the result of the voting and handed over the paper to the Temporary Chairman.)

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TEMPORARY CHAIRMAN :—“ The hon. Member Dr. P. V. Cherian has got 52 votes while the hon. Member Mr. Alexander Gnanamuttu has got 17 votes. I declare that Dr. V. P. Cherian has been duly elected Chairman of this Council.

“ It only remains for me to tender to the Hon. Dr. P. V. Cherian my sincere congratulations on his election and I call upon him to occupy the Chair.”

(The House received the announcement with loud cheers, the Chairman-elect Dr. P. V. Cherian acknowledging the cheering with a bow.

Then, the Hon. Dr. P. V. Cherian was conducted to the Chair by the Hon. Sri C. Rajagopalachari and Sri S. B. Adityan and he occupied the Chair amidst cheers.)

I.—ADJOURNMENT MOTION *RE* PROMULGATION OF AN ORDER UNDER SECTION 144, Cr.P.C., IN THE CITY OF MADRAS *cont.*

* SRI S. B. ADITYAN :—“ Sir, now that the Chairman has been elected, I propose to ask for leave of the House to-day for making a motion for adjournment of the business of the House to discuss a definite matter of urgent public importance, viz., the issue of an order under section 144, Cr.P.C., prohibiting the assembly or gathering of five or more persons with special reference to certain Legislature Parties and Members of this House; and the enforcement of the order in an arbitrary and inhuman manner and in utter disregard of the dignity of the Members of the Legislature and the public. I have already given notice of the motion in writing before the commencement of business to-day.

“ Sir, according to rule 44 of the Madras Council Rules, leave of the House to make the motion may be asked for after questions and before the list of business for the day is entered upon. I mentioned this while the Temporary Chairman was in the Chair and it was then ruled that the appointment of the Temporary Chairman was for a specific purpose and that as soon as he discharged his duties and the permanent Chairman took the Chair, the matter could be raised; in other words, the list of business for the day actually commenced now and therefore this is the time to ask for leave of the House to make the motion. It is a definite matter; it is an urgent matter; and it is a matter of public importance. I therefore request you, Sir, to ask the House for leave for the adjournment motion.”

MR. CHAIRMAN (DR. P. V. CHERIAN) :—“ I wish to inform the hon. Member that this motion is just being handed over to me and I have had no time to go through it. After the election of the Deputy Chairman is over, I will take up the motion. That is my decision.”

* SRI S. B. ADITYAN :—“ Sir, I accept your decision. But, I am asking whether the question is being kept alive.”

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MR. CHAIRMAN :—“ In the first place, I have got to see whether the motion is in order and that will take time.

“ Now we will commence the election of the Deputy Chairman.”

III.—ELECTION OF DEPUTY CHAIRMAN.

MR. CHAIRMAN :—“ The next item of business to-day is the election of the Deputy Chairman under Article 182 of the Constitution. Under rule 14 (4) of the Madras Council Rules, I have to read out to the Council the names of the members who have been duly nominated for the Deputy Chairmanship, together with those of their proposers and seconders.

“ They are—

Member nominated. (1)	Proposer. (2)	Seconders. (3)
Janab A. M. Allapichai.	Sri R. Nathamuni Reddi.	Sri S. P. Sivasubramanya Nadar.
Janab A. M. Allapichai.	Sri K. Bhashyam.	Sri M. P. Sivagnana Gramani.
Janab A. M. Allapichai.	Sri T. J. M. Wilson.	Sri S. Chengalraya Chetty.
Sri K. Suryanarayana.	Sri S. B. Adityan.	Sri M. P. Govinda Menon.

“ As more than one Member has been duly nominated, the Council will now proceed under sub-rules (4) to (7) of rule 14 of the Madras Council Rules to elect a Deputy Chairman by ballot. The procedure to be followed in the conduct of this election will be the same as the one followed in the conduct of the election of the Chairman.”

(Voting then took place. The Deputy Secretary called out the names of Members from his seat and as each Member's name was called, the Member came to the Deputy Secretary and took a voting paper. He then went into one of the cubicles provided on the eastern and the western sides of the Chamber, and after recording his vote deposited the voting paper in one of the two ballot boxes placed on either side of the Deputy Secretary and resumed his seat.

After all the hon. Members had recorded their votes, the Hon. the Chairman said, “ The counting of the ballot papers will now commence. I appoint Sri M. P. Govinda Menon and Srimathi S. Manjubhashini as Tellers.”

When the counting was finished, the two Tellers attested the result of the voting and handed over the paper to the Hon. Chairman.)

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MR. CHAIRMAN :—“ The hon. Member Janab A. M. Allapichai has got 51 votes while the hon. Member Sri K Suryanarayana has got 16 votes. There are two invalid votes. I declare that Janab A. M. Allapichai has been duly elected Deputy Chairman of this Council.

“ It only remains for me to tender to Janab A. M. Allapichai, the Deputy Chairman, my sincere congratulations on his election.”

(The House received the announcement with loud cheers, the Deputy Chairman-elect Janab A. M. Allapichai acknowledging the cheering with a bow.

Then, the hon. Member Sri S. B. Adityan rose to speak.)

MR. CHAIRMAN :—“ The business of election of the Chairman and the Deputy Chairman is not over yet.”

IV.—CONGRATULATORY SPEECHES ON THE ELECTION OF CHAIRMAN AND DEPUTY CHAIRMAN.

* THE HON. SRI C. RAJAGOPALACHARI :—“ Mr. Chairman, Sir, I congratulate you and the Deputy Chairman on your election on behalf of the House as a whole and in particular on behalf of the Government. To congratulate you is only a formality for I really think that we should congratulate ourselves on securing you, Sir, as Chairman. I have nothing more to add.”

* SRI ALEXANDER GNANAMUTTU :—“ Mr. Chairman, Sir, I am not speaking formally when I offer you my most hearty congratulations on your election to the Chairmanship of this Council and I also convey to Janab Allapichai who has been elected Deputy Chairman of this Council my congratulations and may I on my own behalf and on behalf of my friends offer you, Sir, and the Deputy Chairman our most cordial co-operation.”

* SRI S. B. ADITYAN :—“ Mr. Chairman, Sir, I offer my hearty congratulations to you on your election as Chairman and I hope, Sir, that you will follow the traditions set up by the former Chairman of this Council. You have had experience of the previous Council and you are thoroughly conversant with the procedure applicable to this House. I may mention that the previous Chairman, while he was scrupulously adhering to the rules, tried at all times to be fair to the Opposition. In trying to be fair he was at times over-indulgent even to the extent of erring on the wrong side. He observed the rules of the House and played fair by the Opposition.

“ Sir, I recollect an incident that happened some years ago, which shows how important it is that the rights of the Members should be upheld. I think it happened about four years ago when I tried to raise a point of order. The then Chairman remarked that there could be no point of order and asked me to sit down. Realizing that he had made a mistake he immediately sent me a note asking me to go to his Chamber. I pointed out to him that it would not be worthwhile being a Member of the House unless

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one had the right to stand and raise a point of order is guaranteed by the Chairman. Then he was really sorry and from that time onwards this particular right of every Member, namely, to raise on a point of order at any stage was scrupulously upheld and I may say, Sir, this right is at the bottom of all the privileges which a Member has. I hope, Sir, that you will follow the good traditions set up by the previous Chairman and while trying to be fair and trying to uphold the conventions and the rules of this House, you will take special care of the claims of the Members of the Oppositions and the privileges to which the Members are entitled. With that full confidence I congratulate you on your election and I hope for many years to come you will continue to remain Chairman of this House."

* JANAB MAHOMED USMAN :—" Mr. Chairman, Sir, I take this opportunity to convey to you and Mr. Allapichai my warmest congratulations. In this connection, I wish to say something personally about Dr. Cherian. I recall to my mind what I told him ten years ago. It was I that induced him to enter politics. I told him all the time that he should enter the Corporation and the Legislature. I was indeed a very great pleasure to me that Dr. Cherian should have become the distinguished Mayor of Madras two years ago and to-day we have the honour of having him as the honoured Chairman of this Legislative Council. It therefore gives me particular pleasure as a friend of his to offer him my most cordial co-operation and wish him every good luck.

" My hon. Friend, Mr. Allapichai, has been very consistent in his politics. Through thick and thin he has stood by the Congress and I am therefore very glad that he has been elected Deputy Chairman of the Legislative Council. My congratulations to him also."

* SRI V. CHAKKARAI CHETTY :—" Mr. Chairman, Sir, when it was announced that you were standing as a nominee of the Congress Party, I was rather placed on the horns of a dilemma. Having known you for a pretty long time I was torn between my allegiance to my party and my personal attachment and affection for you. But, as a loyal party man I was under a very strict obligation to uphold my party mandate. Otherwise, it would have given me the utmost pleasure to have voted for you.

" There is one thing more that I would like to say on this occasion. Having been elected as Chairman of the Council by a very large majority—may be by the Congress Party and its followers here—I do think, Sir, that in carrying out the duties that have been imposed on you under the rules of the House you will hold the balance evenly between members of the various parties. You were, not very long ago, the Mayor of the Corporation of Madras and from the reports that I have had from the Members of the Madras Corporation I have the fullest confidence in

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you that you will carry out your duties impartially without fear or favour. It may be that trying times are before this House and you will be called upon on many occasions to pronounce your verdict on various matters that may be raised and I have no doubt whatever that you will give the right ruling. I have nothing more to add and I extend to you my hearty congratulations and my sincere co-operation in the discharge of the onerous duties that have fallen upon you."

* DR. S. MUTHULAKSHMI REDDI :—" Mr. Chairman, Sir, I wish to associate myself on this occasion with others in offering to you, both on my own behalf and on behalf of my friends here, our hearty congratulations on your elections as Chairman of this august body of elders. Also, we offer our congratulations to Mr. Allapichai on this occasion. I am particularly glad, Sir, that you belong to a noble profession. Members of the profession of medicine do not recognize any difference of caste, colour or creed. So, you are bound to be very impartial in this House. Again it has always been my feeling that more and more distinguished members of this profession should associate themselves with the legislative and administrative machinery of the Government because, after having attained freedom, we should find ways and means of producing a healthy progeny and a strong and robust race.

" I am also very glad that Mr. Allapichai has been recognized by the Congress Party as a true nationalist and the Party has shown its appreciation and regard for a good, patriotic Mussalman for his service all these years. He has recognized that we are children of a common Motherland and we should share the duties and responsibilities of public life. Therefore, we assure you, Sir, and the Deputy Chairman, of our hearty co-operation."

SRI E. H. PARAMESWARAN :—" Mr. Chairman, Sir, I wish to associate myself with the sentiments expressed by the other Members of this House. We are very glad, Sir, that you have been elected as Chairman of the Legislative Council and I offer you my most respectful congratulations. I also offer my respectful congratulations to Janab Allapichai.

" With your experience as the Mayor of the Madras Corporation we feel sure now that you will be able to look after the responsibilities of this high office. I have no doubt that you will do everything to maintain the impartiality of the Chair and hold up the traditions and the privileges of this House. On an occasion like this, I should like to say one thing more. At the time when the question of Second Chambers was being considered by the Constituent Assembly, doubts were raised by several friends about the utility of Second Chambers and it was finally decided that at least in some of the States we should have Upper Houses. Madras is one of the States having an Upper House. This Legislative Council is quite different from the old Legislative Council. New features have been introduced. Functional representation has been

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granted and I hope, Sir, that Members of this House by their calm deliberations and by their dispassionate debates, will prove the utility of an Upper House for the State of Madras.

“Once again, Sir, I offer you my most respectful congratulations on your election as Chairman of this House.”

MRS. M. N. CLUBWALA :—“Sir, I would like to add my own congratulations as a personal friend of yours. As Sri Adityan was saying earlier, our former Chairman was a very just and fair Chairman and we ladies came in for a great share of his goodwill. He gave us opportunities to express our own views wherever necessary, and as his successor, we trust you will also give us the same privileges. As my worthy leader Dr. Muthulakshmi Reddi has said, you belong to a noble profession and we are very proud in having you as our Chairman. I have also great pleasure in congratulating Mr. Allapichai who has been elected as the Deputy Chairman of this House.”

* SRI K. BALASUBRAMANYA AYYAR :—“Sir, on behalf of myself and my colleagues in the Council, I tender my respectful congratulations to you and also to the Deputy Chairman Janab A. M. Allapichai. I have had the privilege of knowing you for a long time and have had also the privilege of working with you in many public bodies. You have always discharged your duties with great satisfaction to the other members and you have also exhibited an impartiality of outlook and sobriety of temperament. I hope and trust, as the Chairman of this Council, you will exhibit the same faculties and give satisfaction to all of us.

“The hon. Member Sri S. B. Adityan said that the former Chairman was always very fair to the Opposition. I also feel that you should be very fair to the Opposition. But at the same time I would remind myself and the other Members of the Council that we also owe a duty to maintain the dignity and the privileges of the Chair and we should set an example to others by obeying the rulings given by the Chairman at all times. Even if we feel that a particular ruling is not properly given, we should respect his rulings and obey him. We are all members of the Second Chamber and we consider ourselves as very respectable citizens with great experience. I hope and trust that we will maintain the dignity of the Chairman and also maintain the dignity of the House.”

SRI M. SITARAMA DASS :—“Sir, I congratulate you on your election as the Chairman of this House. (The hon. Member then continued his speech in Telugu.) డాక్టర్ శేరియంకూరు ఇదివరలో మదరాసు మేయరుగా ఉండినప్పుడు వారు ఆ పదవిని చాలా సమర్థతతో నిర్వహించి మదరాసు పట్టణభూసమస్యను ఎక్కువ అనుభూతిమయముగా పరిశీలించి, వసతులు కల్పించి మదరాసు పట్టణమును పెంపొందించినట్లు వంటివారు. అంతేకాకుండా వీరు స్టర్లీ జనరల్ గా ఉండినప్పుడు కూడా, ఆ డిపార్టుమెంటు పరిపాలనను అతి సమర్థతతో

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వాగుగా నిర్వహించినటువంటివారు. అటువంటి ప్రఖ్యాతి పొందిన చెరియోగారు తనాడు మన మదరాసు లెజిస్లేటివ్ కౌన్సిల్ కు అధ్యక్షుడుగా ఎన్నిక కావడం మన అందరి ఆదర్శమేనని చెప్పక తప్పదు. అంతేకాక, డాక్టర్ చెరియోగారు ఇండియా అంతటా గూడా వారి సమర్థతకు పేరుగాంచినటువంటివారు. అటువంటివారు ఈ సభకు అధ్యక్షుడుగా ఎన్నిక అవడం అంటే మదరాసు రాష్ట్రమునకే కీర్తి తెచ్చునటువంటి విషయము. అందుకు వారికి నా కృతజ్ఞతాపూర్వకమైన అభినందనము లర్పిస్తున్నాను. ఇదివరకువలనే, ఇకముందుగూడా వారు ఈ సభాభ్యుత్త పదాని అతి సమర్థతతో సక్రమంగా నిర్వహించి ఈ సభయొక్క ప్రతిష్ఠను నిలుపగలరని ఆశిస్తున్నాను. సభ్యులందరు వారికి విదేయులగా ఉండి సక్రమమైన పద్ధతిలో శరిపాలనా విధానాన్ని నడిపించేదుకు తోడ్పడుదురుగాకయని కోరుచూ చెరియోగారికి శరమాత్తుడు ఆయురారోగ్యము విద్యుగాకయని ప్రార్థిస్తూ మరల వారికినా హృదయపూర్వకమైన అభినందనము లర్పిస్తున్నాను.

“Once more I offer my congratulations to Dr. Cherian on his election as Chairman of the Legislative Council.”

* SRI G. KRISHNAMOORTHY:—“Sir, I convey to you and to the Deputy Chairman my hearty felicitations on your success in the elections now held. As stated by Sri Adityan, I expect you, Sir, to give, of course within the bounds of the Constitution, as much freedom as possible for the Members to give vent to their feelings. You belong, Sir, to the noble profession of medicine, and we expect you to be cheerful as usual and to diagnose all the ills which the masses are suffering from. We know that you will give freedom to the Members to express freely what they feel about the ills that the masses are suffering from. Once again, I convey to you, Sir, my hearty congratulations.”

* SRI M. P. GOVINDA MENON:—“Mr. Chairman Sir, you have distinguished yourself in the profession which you have chosen in your life. You have even acquired international reputation in the noble work of your profession. After your retirement, Sir, you have been good enough to enter politics. You have also been good enough to enter the Legislature. I heartily congratulate you, Sir, on your election as Chairman of this House and I associate myself with the sentiments expressed by the leaders of the parties here and other hon. Members. Sir, you are presiding over a body which would stand favourable comparison with any legislature in the world. Sir, you have got in this House some of the finest brains in this country—persons who have made great sacrifices in the country's freedom struggle and persons who have distinguished themselves in different walks of life. It is a rare opportunity to preside over such an august body. I am sure, Sir, with your experience as the Mayor of Madras and as a Legislator, you will be able to follow in the footsteps of the distinguished Speakers and Chairmen who have preceded you. I belong to the Opposition. The voting to-day showed that there is a big majority on the other side. We all hope that you will give opportunities to the Members of the Opposition to ventilate the

[Sri M. P. Govinda Menon] [6th May 1952]

grievances of the people. Supplementary questions put during the question hour, half an hour debates, points of order, personal explanations, etc., are the means by which a Member of the Opposition can effectively function and be of use to the country. I am sure, Sir, you will be good and fair to the Opposition. Previously, Sir, my hon. Friend Sri Balasubramanya Ayyar referred to the duty of the Members of the House. We know, Sir, our duty is to obey your rulings even though they may not be palatable to us, and nobody need teach us what our duties are. We will certainly abide by the rulings of the Chair. I hope, Sir, you will be good and kind and even over indulgent to the Opposition.

"I also congratulate Mr. Allapichai who was our comrade in the fight for the freedom of the country on his election as the Deputy Chairman of the House."

* DR. C. NATHAMUNI NAIDU :—"I am very glad that the mantle of Chairmanship of this House has fallen on your shoulders. Sir, you have occupied very many important offices in this City of Madras and in this State. You have been the Governor of the Rotary Club and you have been connected with several other organizations in the State. As one connected with these organizations I have been closely observing your career and I have found that you have always been actuated by the motive of 'service above self'. I may assure my hon. Friends on the other side and the Leaders of the Opposition Parties that you will be very impartial in the matter of conducting the business of this honourable House.

"I also congratulate Janab Allapichai on his election to the Deputy Chairmanship of this House. Once again, I take this opportunity of congratulating both of you. Thank you."

* SRI B. V. SUBRAHMANYAM :—"Mr. Chairman, Sir, I wish to congratulate you and Mr. Allapichai on your election as Chairman and Deputy Chairman, respectively of this House. Perhaps, I have been most impartial to you by not being present in time in the House, to vote either for you or for those who opposed you, and I feel that it has given me a greater right to congratulate you on behalf of myself and the Party which I represent, and of which I am the sole representative in this House. I am a single swallow that does not make a summer, not at any rate so hot a summer as the Opposition would like, the Government to be blessed with. I have no doubt, Sir, that we on either side of the House expect nothing except absolute fairness from you because we know that you have come to this House with a reputation in several spheres of life and we have no doubt that you will add to your reputation and to the reputation of this House and we on either side of the House wish to assure you that we shall do everything in our power to keep up the prestige of not merely the Chairman but the House as a whole and of every

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individual Member. On my own behalf and on behalf of my party I offer you the felicitations which you so richly deserve on this occasion, happy both to you and to us."

* SRI N. SATYANARAYANA:—“డాక్టర్ చెయ్యగారు, బల్లపిచ్చె గారు, ఈ సభ అధ్యక్షుడు, ఉపాధ్యక్షుడు స్థానములకు ఎన్నో బడినందుకు వారిని అభినందిస్తున్నాను. ఇక ఈ సభయొక్క గౌరవము, ప్రతిష్ఠ వారి చేతులలో ఉన్నవి. కనుక వారు తమ తాదృశతలను గుర్తించి ఈ సభాకార్యక్రమములయందు అన్ని సందర్భములలోను నిష్పక్షపాతంగాను, నిర్విరోధమాటంగాను, ఖచ్చితంగాను ప్రవర్తించాలని ఆశిస్తున్నాను.

“డాక్టర్ చెరియకొంగారు ఇదివరకూ కార్మిశేషక అభ్యర్థుడుగా యండి తమ వాద్యతను అతి సుస్థిరతతో నిర్వహించినటువంటివారు కనుక ఈ సభాభ్యుత్తరదలి యందుగూడా వారు ధర్మ న్యాయములకట్ట నిష్కర్మతో ప్రవర్తించి ఈ మదరాసు రాజనీతికొన్నియొక్క ప్రతిష్ఠను నిలువగలరని ఆశిస్తున్నాను.

“అల్లాహ్ చెప్పే గారు గూడా ఆదేశంగా నిషేధపాతంగా వ్యవహరిస్తూ శ్రమపరిపా
లనకు తోడ్పడగలరని నమ్ముచున్నాను.

“వీరు ముఖ్యముగా ఒక విషయమును గమనింపజలసియున్నది. ఈ సభా కార్యక్రమాలలో వి సందర్భములలోనైనా గూడా మైనారిటీలని, మైనారిటీ పార్టీ అనే భావము లేకుండా, మైనారిటీ వ్యక్తులకు చెందిన వీరు భయమును ఆధృత, ఉపాధృత పదాలకు ఎన్నుకొన్నారని ఆనవొంటిస్తున్నది. కనుక వారి బాధ్యతానిర్వహణయందు ఈ విషయాన్ని వారు ముఖ్యముగా గమనింపజలసియున్నదని కోరుచున్నాను.”

* SRI A. SUBRAMANYAM :—“ கனம் அவைத் தலைவர் அவர்களே, இந்தச் சபைக்குத் தங்களைத் தலைவராகவும், ஜனாப் அல்லாப்பிச்சை அவர்களை உப தலைவராகவும் தேர்ந்தெடுத்திருப்பதைக் குறித்து மிக மகிழ்ச்சியுடன் வரவேற்று நான் வாழ்த்துகின்றேன்.

“தேசத்தில் மிகுந்த கொந்தளிப்பு ஏற்பட்டிருக்கும் இந்த சமயத்தில் மைனாரிடிகளுக்கு நல்ல சலுகைகள் காட்டி, அவர்களுடைய குறைகளைப் போக்குவதற்குத் தகுந்த அறிஞரியாக கனம் ராஜாஜி அவர்கள் ப்சியில் முதல் அஸ்திரோராமன் இந்த சபையில் செய்திருக்கும்படியான இந்தக் காரியத்தை நான் மாத்திரமல்ல, இந்த மாகாணத்திலுள்ள எல்லோருமே வரவேற்பார்கள் என்பதில் சந்தேகமில்லை. பெரும்பான்மையாக இருக்கும் பிற்பட்ட இனத்தவர்களுடைய பிரதிநிதிகளுக்கு அவர்களுடைய நலத் திற்கும் வருங்காலத்தில் தகுந்த சலுகைகள் உண்டு என்பதற்கு இது ஒரு அஸ்திரவாரமாக இருக்கும் என்பதைக் குறித்து இங்குள்ள நாங்கள் மிக மகிழ்ச்சி அடைகின்றோம்.

“இன்று தோந்தெடுக்கப்பட்டிருக்கும் கனம் தலைவர் அவர்களைக் குறித்து நான் அதிகமாக பேச விரும்பவில்லை. அவர் இந்த சபைக்கு மதிப்பிற்குரியவர். அவர் தங்களுடைய கடமையை சரிவரச் செய்வார் என்பதில் சந்தேகமேயில்லை. பிற்பட்ட இந்தத் தவர்களிடையே பிரதிநிதிகள் எந்தெந்தக் காலத்தில் அவர்களுடைய குறைகளை எடுத்துக்கூற விரும்புகிறார்களோ, அப்படிப்பட்ட கஷ்டங்களைத் தீர்த்துக் கொள்வதற்கான வழிவகைகளை எடுத்துச் சொல்வதற்கு எங்களுக்கு இந்த சபையில் சந்தர்ப்பங்களை அவர்கள் அளிப்பார்கள் என்பதைக் குறித்தும் நாங்கள் மகிழ்ச்சி அடைகின்றோம்.

“ அடுத்தபடியாக, மைனாரிட்யாக இருந்து, ஜனங்களுடைய செளகரியத் திற்காகவும், தேசத்திற்காகவும் நெடுநாட்களாக சேவை செய்துவந்த ஜனப் அல்லாப்பிச்சை அவர்களைப்பற்றி நான் இந்தச் சந்தர்ப்பத்தில் அதிகம் எடுத்துக்கூறவேண்டிய தவசியமில்லை. அவர் இந்த சபையில் எல்லா

[Sri A. Subramanyam]

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இனத்தவர்களுக்கும் பொதவாகவும் நீதியாகவும் நடந்து, மற்றெல்லா துறைகளிலும் இந்த சபைக்கு உபதலைவராக இருந்துகொண்டு பெய்ய வேண்டிய காரியத்தை நன்கு நிறைவேற்றுவார் என்றும் நாங்கள் நினைக் கின்றோம். ஆகவே, இந்தச் சந்தர்ப்பத்தை எனக்கு அளித்ததற்காக தலைவர் அவர்களுக்கு என்னுடைய நன்றியைத் தெரிவித்துக்கொண்டு என்னுடைய வார்த்தைகளை முடித்துக்கொள்ளுகின்றேன்.”

* MR. CHAIRMAN :—“ Hon. Members, I am most grateful to you for the great honour that you have done me by electing me as the Chairman of this august Council which means that you have a very great regard for one who has been brought up in a different line altogether. I served this Government for nearly 31 years and then, as Janab Mahomed Usman said, got into public life. I joined the Corporation of Madras on his advice and I also stood for election to the Legislative Council following his advice and I was most gratified to hear the nice words he said about me in his speech to-day. Hon. Members know it is very difficult to carry on the work of a House like this unless one has got the co-operation of all the Members. Looking around me, I see very many familiar faces—very many friendly faces—some that I have seen in the last Council and some who have been newly elected to this House. The great leadership of our Chief Minister means such a great lot to our State and to the Council; I see very many experienced legislators and administrators. I see before me a very experienced politician in Dr. R. K. Shanmukham Chetti, whose acquaintance and friendship I can count for the last forty years. There are very many other people here who are my personal friends and who gave me encouragement to stand for election. You have given me this great honour, you have bestowed this great honour upon me and you have offered me your co-operation and there is nothing more I can expect from you. One thing I shall promise and that is that I shall be as impartial as possible and I shall be guided by the rules and regulations laid down for the conduct of business of the House and I shall take the advice of all the members of the House. I once again most sincerely thank you for the great honour that you have done me.”

* JANAB A. M. ALLAPICHAJ :—“ Mr. Chairman, I am extremely thankful to hon. Members for the honour that they have done me, and it is not possible for me to speak at length but this much I can tell you, Sir, I am highly grateful to everyone of the hon. Members here for having shown so much of kindness and affection for me, and I assure them that whenever I am called upon to discharge my duties, I will do it without fear or favour. Whether I belong to this party or that, justice shall be done.”

I.—ADJOURNMENT MOTION *RE* PROMULGATION OF AN ORDER
UNDER SECTION 144, CR. P. C., IN THE CITY OF MADRAS—*cont.*

MR. CHAIRMAN :—“ With regard to the motion given notice of by Sri Adityan as soon as I took this seat, I told him that I had no time to go into the question raised by him. I shall give

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my decision when we meet on the 8th. I shall examine the question and give a ruling then and meanwhile the House will adjourn and meet again at 11 a.m. on the 8th instant."

* SRI S. B. ADITYAN :—" Mr. Chairman, Sir, on a point of order. This is a motion for the adjournment of the business of the House. It is a matter of urgent, public importance and unless it is an urgent matter of public importance, I have no right to ask the House to consider the motion and if it is postponed for two days, the urgency will be lost. I wish to submit to you, Sir, that there are only three grounds on which leave to make an adjournment motion could be refused. It may be refused on the ground that it does not raise a definite matter, or that it does not refer to a matter of public importance or that it is not an urgent matter. There is no fourth ground upon which it can be refused and none of our rules says that if the Chairman has had no time to consider it, it could be adjourned for two days. It is unknown in the history of any democratic legislature when police men have been posted outside the Government Estate, thousands of them with steel helmets and rifles. It is my inherent right as a Member of this House to move a motion to discuss the matter and my Membership of this House is worth nothing if I have not got the right to protest by way of a motion such as the one I seek to move against the undemocratic, anti-people measures which are going on now."

MR. CHAIRMAN :—" I have already stated that I shall give my ruling at 11 a.m. on the 8th.

' The House will now adjourn till 11 a.m. on the 8th May 1952."

The House then adjourned to meet again at 11 a.m. on Thursday, the 8th May 1952.

